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No. ER833423539US  
PATENT  
File No. P-1259-981

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of ) Date: August 11, 2004  
RICHARD M. OZANICH )  
)  
App. No. 09/804,613 )  
)  
Filed: 03/12/01 )  
)  
For: APPARATUS AND METHOD AND )  
TECHNIQUES FOR MEASURING AND )  
CORRELATING CHARACTERISTICS )  
OF FRUIT WITH VISIBLE/NEAR )  
INFRA-RED SPECTRUM )

**CERTIFICATE OF EXPRESS MAILING**

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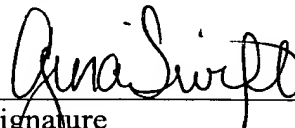
- ☒ Notice of Drawing Inconsistency with Specification
- ☒ Five (5) sheets of formal drawings
- ☒ Certificate of Express Mailing

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\_\_\_\_\_  
Signature  
Gina Swift  
\_\_\_\_\_  
Printed Name  
August 11, 2004  
\_\_\_\_\_  
Date



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

### NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

The drawings filed 10-03-2003 have been received. However, an inconsistency exists between the drawings and the Brief Description of the Drawings in the specification.

Figures 9, 10, 10A, 11, 12, 13, 14, 14A, 15, and 15A are listed in the Brief Description of the Drawings in the specification but not contained in the Drawings.

Figure      is contained in the Drawings but not listed in the Brief Description of the Drawings in the specification.

Applicant is required to correct the above-noted inconsistency within a time period of **ONE MONTH or THIRTY (30) DAYS, whichever is longer**, from the mailing date of this Notice, or within the time remaining in the time period set forth in the Notice of Allowability (Form PTOL-37) to file corrected drawings, whichever is longer. **NO EXTENSION OF THIS TIME PERIOD MAY BE GRANTED UNDER EITHER 37 CFR 1.136 (a) OR (b)**

Failure to correct the above noted inconsistency will result in **abandonment** of the application.

The file will be held in the Publishing Division to await the correction of the inconsistency.

**Return Corrected Drawings/Specification to:**

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